

1 **HAINES & KRIEGER, LLC**
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5 Attorneys for Plaintiff,
6 PHILIP MONTANA, JR.

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8 **UNITED STATES DISTRICT COURT**
9 **DISTRICT OF NEVADA – LAS VEGAS**

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11 PHILIP MONTANA JR.,
12 Plaintiff,
13 v.
14 CAPITAL ONE BANK (USA), N.A., TD
15 BANK, N.A., and EXPERIAN
16 INFORMATION SOLUTIONS, INC.
17 Defendants.

Case No. 2:15-cv-00453-GMN-PAL
*Assigned to Judge Gloria M. Navarro
Referred to Magistrate Judge Peggy
A. Leen*

**STIPULATION OF DISMISSAL
WITH PREJUDICE
AND ORDER THEREON**

Complaint Filed: March 12, 2015
Trial Date: TBA

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1 **STIPULATION**

2 **TO ALL PARTIES AND THEIR COUNSEL OF RECORD:**

3 Pursuant to Rule 41(a)(1)(A)(ii) of the Federal Rules of Civil Procedure, the
4 parties hereby stipulate that Defendant Capital One Bank (USA), N.A. ("Capital
5 One") be dismissed from this action with prejudice, with Plaintiff and Capital One to
6 bear their own fees and costs.

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8 DATED: July 31, 2015

HAINES & KRIEGER, LLC

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10 By: /s/ David H. Krieger
11 DAVID H. KRIEGER
12 Attorneys for Plaintiff,
13 PHILIP MONTANA, JR.

14 DATED: July 31, 2015

FERNALD LAW GROUP LLP

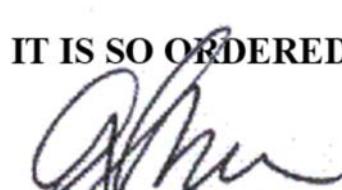
15
16 By: /s/ Brandon C. Fernald
17 BRANDON C. FERNALD
18 Attorneys for Defendant,
19 CAPITAL ONE BANK (USA), N.A.

20 DATED: July 31, 2015

21 SNELL & WILMER L.L.P.

22
23 By: /s/ Bob L. Olson
24 BOB L. OLSON, Esq.
25 Attorneys for Defendant,
26 EXPERIAN INFORMATION
27 SOLUTIONS, INC.

28 **IT IS SO ORDERED.**


26 Gloria M. Navarro, Chief Judge
27 United States District Court

28 **DATED:** 08/03/2015.

CERTIFICATE OF MAILING AND FACSIMILE

I hereby certify that on the 31st day of July, 2015, I served a true and correct copy of the Parties' Stipulation of Dismissal upon the parties to this action via CM/ECF.

By: /s/ David H. Krieger
David H. Krieger, Esq.
Attorneys for Plaintiff,
PHILIP MONTANA, JR.

DOLL AMIR & ELEY LLP